

MAR 28 2006

Atty Docket No. 021154-000510US

PTO FAX NO.: 1-571-273-8300

ATTENTION: Examiner Greta Lee Robinson

Group Art Unit 2168

**OFFICIAL COMMUNICATION**  
**FOR THE ATTENTION OF**  
**EXAMINER GRETA LEE ROBINSON**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following documents in re Application of ALBERT LEUNG et al., Application No. 10/650,189, filed August 27, 2003 for TECHNIQUES FOR BALANCING CAPACITY UTILIZATION IN A STORAGE ENVIRONMENT are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. SB/21 Transmittal Form (1 page)
2. Supplemental Information Disclosure Statement (2 pages)
3. PTO SB08A and SB08B (2 pages)

Number of pages being transmitted, including this page: 6

Dated: March 28, 2006

  
Krista K. Merrimac

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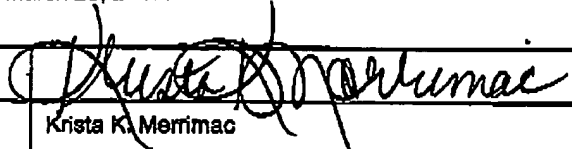
MAR 28 2006

PTO/SB/21 (09-04)

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/650,189
	Filing Date	August 27, 2003
	First Named Inventor	Leung, Albert
	Art Unit	2168
	Examiner Name	Greta Lee Robinson
	Attorney Docket Number	021154-000510US
Total Number of Pages in This Submission	6	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO SB08A and SB08B, Facsimile Transmittal
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Townsend and Townsend and Crew LLP		
Signature	S. B. Kotwal		
Printed name	Sujit B. Kotwal		
Date	March 28, 2006	Reg. No.	43,336

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature			
Typed or printed name	Krista K. Merrimac	Date	March 28, 2006

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at Fax No.: 1-571-273-8300

On March 28, 2006

TOWNSEND and TOWNSEND and CREW LLP

By: 

PATENT  
Attorney Docket No.: 021154-000510US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

ALBERT LEUNG et al.

Application No.: 10/650,189

Filed: August 27, 2003

For: TECHNIQUES FOR BALANCING  
CAPACITY UTILIZATION IN A  
STORAGE ENVIRONMENT

Examiner: Greta Lee Robinson

Art Unit: 2168

SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT UNDER 37  
CFR §1.97 and §1.98

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references are not enclosed. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR §1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

ALBERT LEUNG et al.  
Application No.: 10/650,189  
Page 2

PATENT

Applicant believes that no fee is required for submission of this statement.  
However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,

*S. B. Kotwal*

Sujit B. Kotwal  
Reg. No. 43,336

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MAR 28 2006

PTO/SB/08A (07-05)

Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>		<b>Complete if Known</b>			
		Application Number	10/650,189		
		Filing Date	August 27, 2003		
		First Named Inventor	Leung, Albert		
		Art Unit	2168		
		Examiner Name	Greta Lee Robinson		
Sheet	1	of	2	Attorney Docket Number	021154-000510US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document Number Number Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA	US-6,920,447 B2	07-2005	Pudipeddi et al.	
	AB	US-6,979,815	11-1999	Cabrera et al.	
	AC	US-6,701,415	12-1997	Wei, Yi-Hsiu	
	AD	US-4,901,231	02-1990	Bishop et al.	
	AE	US-2006/0010150 A1	01-12-2006	Shanth et al.	
	AF	US-2002/0107878 A1	08-2002	Tsuchida et al.	
	AG	US-			
	AH	US-			
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No.	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>3</sup>
		Country Code <sup>2</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
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	AT							<input type="checkbox"/>
	AU							<input type="checkbox"/>
	AV							<input type="checkbox"/>
	AW							<input type="checkbox"/>

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				Application Number	10/650,189
				Filing Date	August 27, 2003
				First Named Inventor	Leung, Albert
				Art Unit	2168
				Examiner Name	Greta Lee Robinson
Sheet	2	of	2	Attorney Docket Number	021154-000510US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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